IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL

Criminal Misc. Application No. 126 of 2001
(Old No. 5685 of 1999)

Harpal Singh Goswami
S/o Nathu Singh
R/o73 Chaw Mandi, Roorkee
Haridwar .... Applicant

Vs.

1. Additional Chief Judicial Magistrate
   Roorkee
2. Sardar Surjee Singh
   S/o Balwant Singh
   R/o 67 Satti Roorkee
   Haridwar ..... Opp. Party

Sri H.C. Pathak, learned counsel for the applicant.
Sri Shohbit Saharia, learned counsel for the opposite party No. 2.

Hon'ble B.C. Kandpal, J.

This petition under Section 482 Cr. P.C. has been filed by the petitioner who is facing the trial before the court of Additional Chief Judicial Magistrate, Roorkee under Section 138 Negotiable Instruments Act.

2. Learned counsel for both the parties are present before the Court. It has been submitted by learned counsel for both the parties that both the parties have now entered into compromise on 16.03.2006, therefore, in view of the aforesaid fact, this matter may be disposed of.

3. Having considered the arguments advanced by learned counsel for the parties, I am of the view that there is no abuse of process of court in this case.

4. With the aforesaid observation, the petition under Section 482 Cr. P.C. is dismissed.

5. However, in case if the parties have entered into compromise and the complainant is not willing to proceed with the matter further, I direct the trial court to decide the matter expeditiously in accordance with law. In case, if the petitioner appears before the court concerned in order to obtain the bail, his bail application shall be disposed of expeditiously.

(B.C. Kandpal, J.)

08.08.2006
ASWAl